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WISTRON CORPORATION, WISTRON
INFOCOMM (TEXAS) CORPORATION,
WISTRON INFOCOMM TECHNOLOGY
(AMERICA) CORPORATION,
AOPEN INCORPORATED AND
AOPEN AMERICA INCORPORATED

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

WISTRON CORPORATION; WISTRON
INFOCOMM (TEXAS) CORPORATION; and
WISTRON INFOCOMM TECHNOLOGY
(AMERICA) CORPORATION; AOPEN
INCORPORATED and AOPEN AMERICA
INCORPORATED;

Plaintiffs,

vs.

PHILLIP M. ADAMS & ASSOCIATES, LLC;
AFTG-TG LLC; and PHILLIP M. ADAMS,

Defendants.

AND RELATED COUNTERCLAIMS.

Case No. 3:10-CV-04458-EMC

**JOINT STIPULATION TO EXTEND
PRETRIAL DEADLINES; [PROPOSED]
ORDER**

(SEE REVISION ON P. 2)

Complaint Filed: October 1, 2010
Trial Date: None

Pursuant to Civil L.R.6-2, Plaintiffs Wistron Corporation, Wistron InfoComm (Texas) Corporation, Wistron Infocomm Technology (America) Corporation, AOpen Inc., and AOpen America Inc. (collectively, "Plaintiffs") and Defendants Phillip M. Adams & Associates, LLC, AFTG-TG LLC, and Phillip M. Adams (collectively, "Defendants") hereby stipulate as follows:

WHEREAS, on June 20, 2011, the Court issued its Case Management and Pretrial Order (Dkt. No. 42);

WHEREAS, on June 29, 2011, the parties filed a Stipulated Motion to Amend Case Management and Pretrial Order, agreeing to a two-week extension for Defendants to comply with Patent L.R. 3-1 and 3-2 and requesting an adjustment in the schedule for Plaintiffs' invalidity contentions (Dkt. No. 46);

WHEREAS, on July 1, 2011, the Court issued its First Amended Case Management and Pretrial Order (Dkt. No. 48);

WHEREAS, on July 13, 2011, Defendants served by email their Patent L.R. 3-1 and 3-2 disclosures (Ratinoff Decl., ¶ 3);

WHEREAS, Plaintiffs contacted Defendants shortly thereafter to outline what it considered to be deficiencies in the Patent L.R. 3-1 and 3-2 disclosures and indicated that these deficiencies affected Plaintiffs' ability to complete their Patent L.R. 3-3 and 3-4 disclosures and Defendants' ability to maintain their counterclaims (Ratinoff Decl., ¶ 3);

WHEREAS, on July 26, 2011, counsel for the parties met and conferred regarding the cited deficiencies, during which time the parties agreed to a 45-day extension of time for Plaintiffs' deadline under Patent L.R. 3-3 and 3-4 so that the parties could resolve their dispute over Defendants' compliance with Patent L.R. 3-1 and 3-2, including bringing the matter before the Court, if necessary (Ratinoff Decl., ¶ 4);

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WHEREAS, the parties agree to modify and extend certain dates in the Court's First Amended Case Management and Pretrial Order (Dkt. No. 48) as follows, in order to provide sufficient time for the parties to resolve their disputes over deficiencies in Defendants' Patent L.R. 3-1 and 3-2 disclosures (Ratinoff Decl., ¶ 5):

Event	Current Date	New Stipulated Date
ADR	9/30/11	No change
Further status conference	10/7/11	No change
Invalidity contentions	8/29/11	10/13/11
Exchange of proposed terms	9/12/11	10/27/11
Exchange of preliminary claim construction	10/3/11	11/17/11
Joint claim construction and prehearing statement	10/31/11	12/15/11
Claim construction discovery cut-off	12/1/11	1/16/12
Tutorial	1/26/12 at 2:30 p.m.	TBD 3/8/12 at 2:30 p.m.
Claim construction hearing	2/2/12 at 2:30 p.m.	TBD 3/22/12 at 2:30 p.m.
Opening brief to be filed by	12/16/11	1/30/12
Opposition to be filed by	1/6/12	2/20/12
Reply to be filed by	1/13/12	2/27/12

WHEREAS, the stipulated extension of dates will not affect the Court's dates for the completion of mediation of the next case management conference (Ratinoff Decl., ¶ 5);

WHEREAS, the Court has not yet set dates for trial, final pretrial conference, dispositive motions, fact discovery, expert discovery, expert reports, or deadline to add parties;

WHEREAS, this is the parties' second request for extension of deadlines (*see* Dkt. Nos. 42, 46, 48; Ratinoff Decl., ¶ 7).

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1 IT IS HEREBY STIPULATED by Plaintiffs and Defendants, by and through their
2 undersigned counsel of record, that the parties will adhere to the new stipulated dates in the foregoing
3 schedule.

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5 Dated: August 4, 2011

K&L GATES LLP

6
7 By: /s/ Jeffrey M. Ratinoff
Jeffrey M. Ratinoff

8 Attorneys for Plaintiffs
9 WISTRON CORPORATION, WISTRON
10 INFOCOMM (TEXAS) CORPORATION,
11 WISTRON INFOCOMM TECHNOLOGY
12 (AMERICA) CORPORATION,
13 AOPEN INCORPORATED AND
14 AOPEN AMERICA INCORPORATED

15
16 Dated: August 4, 2011

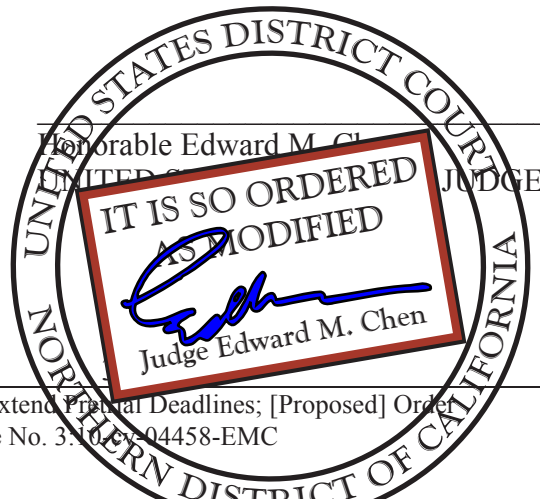
Quinn Dumke LLC

17 By: /s/ Ezekiel R. Dumke IV
18 Ezekiel R. Dumke IV

19 Attorneys for Defendants
20 PHILLIP M. ADAMS & ASSOCIATES,
21 LLC, AFTG-TG LLC, AND PHILLIP M.
22 ADAMS

23
24
25 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

26 Dated: August 10, 2011



ATTESTATION

I, Jeffrey M. Ratinoff, am the ECF User whose ID and password are being used to file this Stipulation. In compliance with General Order 45, X.B., I hereby attest that counsel for Defendants Phillip M. Adams & Associates, LLC, AFTG-TG LLC, and Phillip M. Adams has concurred in this filing.

Dated: August 4, 2011

/s/ Jeffrey M. Ratinoff